

# Jasper County

# DWI Court Program



## Participant Handbook



## Welcome to the Jasper County DWI Court

The Jasper County DWI Court has been designed to help you overcome the alcohol and/or substance dependence that led to your felony DWI-related charge. This Handbook is designed to answer questions, address concerns, and provide overall information about the Jasper County DWI Court.

### **Eligibility Criteria:**

To be eligible to participate in the DWI Court program, the applicant must meet the following criteria:

1. Be charged with a class E or D felony DWI-related offense;
2. Be assessed and diagnosed with substance abuse and/or chemical dependency;
3. Admit to having a substance abuse problem or addiction and want treatment;
4. Meet treatment eligibility requirements;
5. Enter a guilty plea to the charged offense(s);
6. Have no prior or pending sexual offenses or violent felony offenses; and
7. Be willing to sign the contract and abide by the conditions set therein.

### **Overview**

The DWI Court Program consists of five phases. Once you have completed the requirements for each phase, you can graduate from the program. The minimum amount of time it will take to complete this program is 18 months.

You will attend Court on a regular basis in order to discuss your case with the DWI Court Judge. The number of times you must appear depends on the phase that you are in. As a participant, you will be expected to follow the instructions given by the Judge and comply with the treatment plan that will be developed by you and your case manager and treatment team. You will receive incentives or sanctions according to how well you have followed the rules of the program.

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#### *What's in for you?*

The Jasper County DWI Court provides an alternative to traditional sentencing options. It is a comprehensive treatment program that provides many benefits including staying out of prison, achieving a healthy lifestyle, and potentially getting the ability to legally drive again.

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## Phases of the DWI Court Program\*

	Phase 1 Step In Phase	Phase 2 Small Steps Phase	Phase 3 Step Forward Phase	Phase 4 Step Firm Phase	Phase 5 Step Up Phase
Minimum Length	2 months	4 months	5 months	4 months	3 months
Court Appearances	Every 2 weeks or as directed	Every 2 weeks or as directed	Once a month or as directed	Once a month or as directed	Once a month or as directed
Probation Officer Meeting	Weekly or as directed	Every 2 weeks or as directed	Every 2 weeks or as directed	Once a month or as directed	Once a month or as directed
Drug & Alcohol Testing	Daily call-in	Daily call-in	Daily call-in	Daily call-in	Daily call-in
Treatment (Group)	As prescribed	As prescribed	As prescribed	As prescribed	As prescribed
Treatment (Individual)	As prescribed	As prescribed	As prescribed	As prescribed	As prescribed
Community Support Groups	As directed by your treatment provider	1 times per week/Obtain sponsor/mentor	2 times per week/Maintain sponsor/mentor	2 times per week/Maintain sponsor/mentor	2 times per week/Maintain sponsor/mentor
Volunteer Project / Self Improvement	Establish plan and present to court	25% completed	50% complete	100% completed	Completed
Program Fee	Document monthly expenses	Complete budget assessment	Pay as agreed	Pay as agreed	Pay as agreed
Days of Sobriety (Minimum)	14 days	30 days	45 days	60 days	90 days
Full-Time Employment	Not required	Seek and obtain	Maintain	Maintain	Maintain
Phase Advancement	Application to advance to phase II	Application to advance to phase III	Application to advance to phase IV	Application to advance to phase V	Exit interview and Application for graduation
Other	Individual treatment plan presented to court	Present relapse prevention plan to court		Present aftercare plan to court	

\* All program requirements are subject to change based on your individualized treatment plan.

‡ Measured from last positive, diluted, adulterated, or missed drug and alcohol testing or known substance use.

## **Program Rules:**

As a participant, you will be required to abide by the rules outlined in the **Participant Contract**, including, but not limited to the following:

- Total abstinence from driving without a valid license or LDP.
- Total abstinence from the use of drugs and alcohol. This includes non-alcohol beers, energy drinks containing alcohol, synthetic cannabinoids such as K2 and Spice, and over-the-counter medications containing alcohol or pseudoephedrine.
- You must present any treating physician with your Notice to Any Health Care Provider card each and every time you seek treatment. You must inform your treatment physician(s) that you are a recovering addict and may not take narcotic or addictive medications.
- Keep your probation officer informed of your current address and phone number at all times.
- Attend court, treatment, probation, and 12-step meetings as directed.
- Submit to random drug and alcohol testing.
- Inform your probation officer within 24 hours of any contact with law enforcement regardless of whether you are issued a citation or arrested.
- Abide by all other program rules and regulations imposed by the DWI Court Team.
- Submit to random home visits. As a participant, your person, property, home, vehicle, and personal effects may be searched at any time with or without reasonable suspicion. Your home must be free of all alcohol and drugs.

## **Courtroom Etiquette and Dress Code:**

You will be expected to act and dress appropriately for Court and treatment sessions. Maintain a respectful attitude at all times in the court building and in the courtrooms. Address the judge as “Your Honor” or “Judge”. Stand when addressing the Court. You are expected to be respectful to Courtroom, Judge, DWI Court personnel, and other DWI Court participants. Please turn off cell phones before you enter the courtroom or treatment sessions.

The following dress code applies to all court sessions, probation meetings, and treatment sessions. As a Participant you will be expected to wear a shirt or blouse, jeans, pants, dress, or skirt of reasonable length. The following items will be considered inappropriate: clothing bearing drug/alcohol related use or themes, clothing with vulgar or profane words, clothing depicting violence or sexual acts, muscle shirts, tank tops, halter tops, shorts, cut-off jeans, baggy pants that fall below the hips, pants with holes, and hats (except those worn for religious purposes). Sunglasses are not to be worn inside the Courtroom or treatment center unless medically approved. If you appear in Court with inappropriate attire, you will be asked to leave and it will count as an unexcused absence. Speak with your Treatment Team if you need assistance with obtaining appropriate clothing.

## **Court Attendance:**

- Always be on time and dressed appropriately for court.
- Be prepared to discuss your progress with the Judge.
- Complete all tasks ordered in your DWI Court contract and provide proof of completion.
- Leave food and drink outside the courtroom.

### **Missed Counseling and Probation Sessions:**

- You must attend and participate in every session. If you miss a session, you need to make up that session. A pattern of missed sessions or lack of participation will result in a sanction.
- If you must miss a session please call your counselor and probation officer in advance to let them know why you need to miss a session.

### **Treatment Sessions:**

You will be required to attend both individual and group treatment sessions. Your treatment team will develop a treatment plan following an overall assessment of your problems and needs. The total number of hours will depend on your individualized need. The plan will act as a guide during your recovery and will be maintained by your treatment counselor and will be updated and expanded as you progress through the program.

### **Community Support Groups:**

You are required to attend community support groups throughout the program. The number of required meetings depends on the phase. It is required that you arrive to meetings on time and that you stay for the entire session. You are responsible for maintaining your own log but please note that only the meeting's chairperson can sign the log. Falsification of logs will result in a severe sanction.

We count meetings from Sunday through Saturday. You may not double up on meetings without prior approval from your probation officer or treatment provider. You must present your verification logs along with proof of employment and/or community service to probation officer each Monday or as directed by the officer.

### **Employment Requirement:**

In phases 3, 4, and 5, you must maintain full-time employment or be enrolled in an approved academic program. If unemployed and not enrolled in an approved academic program, you must engage in volunteer work each week that you remain unemployed or not in school. If you are already on SSI (disability) when you begin the program, the employment requirement will be waived but you will be required to complete volunteer work as directed by your treatment team. The probation officer will work with you to find a community service option that you can do with your disability.

### **Volunteer Hours/Self-Improvement:**

If you have been charged with a class "C" Felony DWI, in addition to your jail time, you will be required to complete 75 hours of volunteer hours/self-improvement. If you have been charged with a class "D" Felony DWI, you will be required to complete 480 hours of community service if you select that in lieu of 30 days incarceration. This will be determined at sentencing. Your treatment court team will direct you how to complete these hours. Your probation officer will verify these hours and report them to the court. All volunteer/self-improvement hours **must** be completed prior to moving to phase 5 of the program.

### **Drug and Alcohol Testing:**

The Jasper County DWI Court uses both regular and random drug/alcohol screenings throughout the DWI Court program. Primarily, the program uses daily random drug and alcohol testing based on a call-in code system. You will be assigned a call-in code and be given a phone number to call every day, between 5 a.m. and 7 a.m. The recording will prompt you to enter your call-in code and

the first four letters of your last name. After you enter the required information the recording will tell you if you are required to report for a drug screen. If you are selected to submit a random drug test you will need to report between 6 a.m. and 9 a.m. to TOMO Drug Testing located at 705 Illinois Ave, Suite 12A Joplin, MO 64801. ***Failure to call, failure to report for drug testing, failure to admit to drug use prior to drug testing, and/or failure to submit a urine sample for drug testing will result in sanctions.*** Employment is not an acceptable reason to fail to report for drug testing. If you frequently work during these hours, you must make alternative arrangements with your Probation Officer or your employer.

In addition to the call-in code system, you may be asked to submit to testing during home visits, court sessions, or meetings with your probation officer or treatment provider. All drug/alcohol testing procedures will be explained to you at the time of the test. You have the right to witness all urine testing and to be made aware of the results. You have a right to request confirmation testing. Drug test results will be shared with all other DWI Court team members. In addition to submitting urine samples for drug testing, you may be asked to submit a sample of your breath for alcohol testing, to blood tests, and/or to hair follicle testing.

***Please Note: If you fail to report for your random drug and alcohol testing and you do not have prior approval, your test will be considered a positive. This will start your sobriety days over which will delay your opportunity for phase advancement; therefore, delay your time in DWI Court. You MUST report for ALL drug and alcohol testing unless you have prior approval from your treatment court team.***

The goal of the DWI Court is to help you achieve total abstinence from alcohol and illicit drugs. A positive breath or urine test will not automatically terminate you from the program. Dishonesty concerning use will result in a more severe sanction. No new criminal charges will be filed against you as a result of a positive breath or urine test, unless a separate crime has been committed.

**In addition to possible sanctions, a positive drug test will delay your progress and ability to get a LDP. You are responsible to be aware of what you put into or onto your body. The DWI Court contract contains a list of prohibited items but it is your responsibility to review product labels and avoid using products that contain drugs or alcohol.**

### **Home Visit Guidelines:**

Home visits will be conducted randomly at any time day or night. You are expected to cooperate and comply with such visits. Home visits will be conducted in a professional and discreet manner. Home visits will serve as a way for court officers to become better acquainted with your family and assess living conditions.

Your person/home/vehicle may be subject to search without a warrant for drugs, drug paraphernalia, and alcohol. People living at your residence should be advised that the entire home will be subject to inspection. If you are not at home when a home visit is attempted, the court officer will leave a business card. You must call back as soon as you return home no matter what time you return.

## **Relationships with Other Treatment Court Participants:**

You will be expected to treat other participants with respect both inside and outside the courtroom. This extends to anyone attending community support or other treatment group. Physical and sexual harassment will not be tolerated. You are prohibited from living with or engaging in a continuing social relationship of a romantic or intimate nature with anyone participating in a Jasper County Treatment Court. Married couples may be considered for treatment court but may be subject to additional counseling requirements. In addition, married couples will not be permitted to attend treatment sessions together unless prior approval has been granted by the DWI Court Team.

## **Program Fees:**

Each participant must pay a minimum program fee of \$1,800.00. Each participant must come up with a payment plan with their Probation Officer, usually at rate of \$100.00 per month. If participants are classified as indigent and meet the Federal Poverty Guidelines established by probation and parole, they may request their fees be waived due to financial hardship. These cases will be discussed by the Treatment Court team on a case by case basis pending each participant's financial situation. Participants will not be held back in their phase due to financial hardship.

Furthermore, the participant may be ordered by the DWI Court Judge to pay court costs, recoupment, fines, and/or restitution. The DWI Court team is not involved in assessing these charges. Additional costs may include for board fees incurred during county jail stays (\$40/day), treatment-related fees, ignition interlock devices, drug testing, and other related items if ordered by the Court.

In addition to the DWI Court program fee and related costs, the Missouri Department of Mental Health (DMH) – Division of Alcohol and Drug Abuse controls the fee amount charged for the SATOP screenings and ISAP assessments. SATOP and ISAP are required to participate in DWI Court. DMH mandates these fees which cannot be waived by the DWI Court.

- SATOP Screening Fee - \$375**

*Before admission* to DWI Court, each candidate must pay the SATOP screening fee of \$375 before being assessed. The screening must be completed by a court designated SATOP evaluator. If the SATOP screening is completed by an individual or agency other than the designated SATOP evaluator, the candidate may be required to undergo a 2nd SATOP assessment at his/her own cost. Defendants not selected for DWI Court will have up to six months from date of SATOP screening to begin their referred treatment program level before screening expires.

- Treatment Assessment (ISAP) - \$250 or more**

*After admission*, all DWI Court participants must pay the treatment provider for an assessment (ISAP). Treatment cannot start until the ISAP has been completed. Unlike the SATOP screening, the ISAP fee can be adjusted based on income or paid over time.

## **Limited Driving Privilege (LDP):**

Once a participant has been in DWI Court for six months, he or she may apply to receive a LDP<sup>1</sup> if he/she has met the minimum requirements. Granting a LDP is at the sole discretion of the Court and the Court will consider many factors including compliance of DWI Court requirements, length of sobriety, overall stability, safety of the community, and any other criteria deemed appropriate. LDP is not guaranteed to DWI Court participants.

A LDP is not the same as a regular driver's license. A LDP will be limited to certain activities such as driving to/from work, medical or treatment appointments, and/or driving to/from school. A LDP does not allow someone to drive during a family vacation or to a restaurant. A LDP requires the installation and maintenance of an ignition interlock device (IID) and vehicular insurance at the cost to the participant. These requirements will continue throughout the duration of the LDP, even after DWI Court graduation. In addition, the Court will require random drug and alcohol testing during the duration of the LDP. Violating the terms of your LDP may result in its suspension or revocation.

### **Minimum Application Requirements for Limited Driving Privilege**

- Six (6) months in the DWI Court Program
- Six (6) months free of alcohol and drugs
- Six (6) months from any positive, diluted, adulterated, or missed drug and alcohol testing.
- Six (6) months from unlawful operation of a motor vehicle
- Active engagement in treatment with completion of a minimum of 75 hours of SATOP
- Completion of VIP
- Substantial and sustained compliance with all DWI Court requirements

Please note that these are the **minimum** requirements to be considered for a limited driving privilege. The DWI Court team will also consider safety of the community, level of participation in treatment, ability to comply with and maintain financial obligations, stability of mental health and residency, and any other criteria deemed fit.

## **Program Responses:**

### ➤ **Incentives:**

- The DWI Court program recognizes the effort that it takes in attempting to improve behaviors, choices, and ultimately lifestyles. Incentives compel compliance and success in case outcomes. Incentives spotlight desired compliance and help to build trust between you and the DWI Court team. With that in mind, the DWI Court program recognizes all markers of success even if in a small way. Examples of behaviors/accomplishments that lead to incentives are included below.

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<sup>1</sup> At this time, the Jasper County DWI Court will not grant a LDP to anyone with a lifetime or permanent denial. Please make sure that your Driver's License does not have any other holds and has not expired. For eligibility, call 573-751-4475 or go to the DMV.

Behaviors/Accomplishments	Possible Incentives/Responses
<ul style="list-style-type: none"> <li>• 1 day clean/sober</li> <li>• Assisting others</li> <li>• Increased contact with child</li> <li>• Infraction/Violation free for 60+ days</li> <li>• Maintaining employment</li> <li>• Monthly report of being clean/sober</li> <li>• Multi-day clean/sober</li> </ul>	<ul style="list-style-type: none"> <li>• Obtaining employment</li> <li>• Obtaining GED/degree</li> <li>• Outstanding accomplishment</li> <li>• Perfect attendance</li> <li>• Phase completion/advancement</li> <li>• Recognition of investment in program</li> <li>• Obtaining driver's license</li> </ul>
	<ul style="list-style-type: none"> <li>• Applause</li> <li>• Curfew extension/removal</li> <li>• Decreased court appearances</li> <li>• Early dismissal from court</li> <li>• Gift Certificate</li> <li>• Praise from judge</li> <li>• Recognition certificate</li> <li>• Recommendation letter for job</li> <li>• Reduction of community service hours</li> <li>• Reduction of supervision</li> <li>• Travel privileges</li> </ul>

➤ **Sanctions:**

- If you fail to comply with the DWI Court program, the DWI Court Judge may order one or more of the following sanctions. Sanctions are graduated and individualized. Sanctions are not negotiable and are imposed in an effort to modify your behavior. Sanctions are not intended to be fun and will, most times, consist of hard work such as manual labor.
- Punitive sanctions and treatment responses are very different. “Sanctions” that increase the level of treatment are considered treatment responses and are imposed to help and not punish you. Other sanctions are imposed in an effort to modify behavior so that you learn to make better choices. While sanctions may be viewed as punishment, the intention is to teach or inspire changes in your behavior. Sanctions are not imposed arbitrarily and are imposed after detailed discussion among the team and between you and the judge occurs
- Sanctions are imposed on an individual basis. Other participants in similar circumstances may receive different sanctions to what appear to you to be the same infraction. This is not unusual nor is it inappropriate. You are viewed as an individual and thus, your individual progress, attendance, and history is taken into account at each occurrence.

**Examples of Typical Infractions/Violations**

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|--|---|--|
| <ul style="list-style-type: none"> <li>• Behavioral issues (poor attitude and/or being disruptive)</li> <li>• Providing a dilute/ altered drug test</li> <li>• Failing to attend scheduled events</li> <li>• Failing to complete volunteer hours</li> <li>• Failing to engage in services</li> </ul> | <ul style="list-style-type: none"> <li>• Failing to follow court instructions and/or orders</li> <li>• Failing to submit support group meeting slips</li> <li>• Filling prescribed medication without authorization</li> <li>• Lying or deliberately omitting information to/from the court</li> <li>• Missing drug test</li> <li>• Missing treatment appointments</li> </ul> | <ul style="list-style-type: none"> <li>• Missing mental health appointments</li> <li>• Missing probation check-in</li> <li>• Missing treatment group sessions</li> <li>• Non-compliance with approved medications</li> <li>• Positive drug test</li> <li>• Tardiness to and/or absence from court</li> <li>• Tardiness to and/or absence from treatment group sessions</li> <li>• Use of drugs and/or alcohol</li> </ul> |
|--|---|--|

<ul style="list-style-type: none"> <li>• Failing to follow counselor/case manager instruction</li> </ul>	<ul style="list-style-type: none"> <li>• Use and/or Possession of synthetic and/or designer drugs</li> </ul>
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<b>Examples of Serious Infractions/Violations (may result in immediate removal from CODC)</b>		
<ul style="list-style-type: none"> <li>• Engaging in romantic/sexual relationship with any Jasper County Treatment Court participant</li> <li>• New criminal arrest/offense</li> </ul>	<ul style="list-style-type: none"> <li>• Possession and/or Use of synthetic and/or replacement drugs</li> <li>• Tampering/Falsifying drug test</li> </ul>	<ul style="list-style-type: none"> <li>• Threats of violence or violent behavior</li> <li>• Submitting falsified documents</li> </ul>

<b>Examples of Possible Sanctions/Responses</b>		
<u>1<sup>st</sup> Occurrence:</u> <ul style="list-style-type: none"> <li>• Community Service</li> <li>• Admonishment from judge</li> <li>• Curfew</li> <li>• Essay on topic related to infraction</li> <li>• Increased community support group meetings</li> <li>• Increased drug testing</li> <li>• Keeping a calendar</li> <li>• Phase extension</li> <li>• Sit in jury box</li> <li>• Stay to the end of court</li> <li>• Verbal and/or written apology</li> </ul>	<u>2<sup>nd</sup> Occurrence:</u> <ul style="list-style-type: none"> <li>• Community Service</li> <li>• Admonishment from judge</li> <li>• Court observation days</li> <li>• Curfew</li> <li>• Educational workbooks</li> <li>• Essay on topic related to infraction</li> <li>• Fines</li> <li>• Incarceration</li> <li>• Increased court appearances</li> <li>• Increased drug testing</li> <li>• Increased supervision</li> <li>• Phase extension</li> <li>• Removal of privileges</li> <li>• Return to lower phase</li> <li>• Round table with DWI Court team</li> </ul>	<u>3<sup>rd</sup> and/or Multiple Occurrences:</u> <ul style="list-style-type: none"> <li>• Community Service</li> <li>• Admonishment from judge</li> <li>• Fines</li> <li>• Incarceration</li> <li>• Increased court appearances</li> <li>• Increased drug testing</li> <li>• Increased supervision</li> <li>• Peer review</li> <li>• Phase extension</li> <li>• Program removal</li> <li>• Extension in current DWI Court phase</li> </ul>

<b>Automatic Sanctions/Responses to Certain Behaviors</b>		
Missed/Positive drug test <ul style="list-style-type: none"> <li>• Automatic extension in phase regardless of progress (# of days is based on phase)</li> </ul>	Missed court hearing <ul style="list-style-type: none"> <li>• Capias "warrant" issued for arrest</li> </ul>	<i>This page provides a list as an example only. The DWI Court Judge has final determination of all sanctions based on individual history/previous progress.</i>

➤ **Therapeutic Adjustments**

- If you are honest about any use or fail to follow rules and/or expectations which you may not be fully capable of following you will be responded to with therapeutic adjustments referred to as “treatment responses”. If you are not responding to treatment interventions, but are otherwise compliant with treatment and supervision requirements, punitive sanctions will not be imposed. Treatment responses that increase your level of treatment are not sanctions. They are imposed to help you learn from your choices and to not repeat them and are designed to improve the overall effectiveness and response to the treatment episode.
- Treatment-oriented responses for substance use while in DWI Court are based on the recommendation of treatment providers. Input from other team members will be permitted for thorough discussion with the ultimate recommendation being made by the treating providers. Examples of behaviors that lead to treatment responses are listed below. This is not a complete list and only represents possible treatment responses that may be recommended.

**Examples of Typical Behaviors That Lead to Treatment Responses**

**Examples of Behaviors**

- Admitted use of drugs and/or alcohol
- Admitted struggling/dealing with issues
- Failing to meeting treatment plan goals
- Known use of drugs and/or alcohol
- Positive drug test

**Examples of Treatment Responses**

- Educational workbooks
- Essay on topic related to infraction
- Increased sober-support meetings
- Increased contact with treatment
- Increased level of treatment
- Increased drug testing
- Phase extension
- Residential treatment
- Secure residential treatment

**Harsh Sanctions for Driving without License/LDP**

Choosing to drive with a suspended or revoked license will result in severe penalties.  
The first sanction will be 14 days in county jail. The second will result in 30 in county jail.  
In addition, if anyone is caught driving by law enforcement or members of the DWI Court Team, he/she must wait an additional six months to apply for a LDP.

### **Termination from DWI Court:**

In ordering a participant's termination from the program, the Court will consider factors such as the nature of the violation, duration in the program, previous violations, criminal history, participants' desire to achieve sobriety as evidenced from their actions, and others. The following actions will result in immediate termination: new DWI-related offense, new violent offense, or assaultive, threatening, or abusive behavior toward any member of the DWI Court staff, other participants of the program, or other clients of the treatment providers.

Dismissal from the program will result in traditional sentencing options. Depending on the nature of the termination, you may be sentenced to a term in the Department of Corrections or be continued on supervised probation.

### **Graduation:**

Upon your successful completion of the DWI Court Program, you will graduate. You will be moved from intensive supervision to a period of traditional probation. The duration of the probation is at the discretion of the DWI Court Judge who may choose to place you on a short probation period or release you from probation.

### **Post-Graduation:**

After graduation, if you wish to keep your LDP until your license is reinstated, then there are certain requirements that must continue to be satisfied. You will be required to partake in random drug testing. In addition, you must keep and maintain the SR-22 and IID at your cost. You must maintain current contact information (phone and address) with the Court Administrator. The Court may mandate other requirements as deemed necessary. Failure to follow these requirements during the duration of the LDP will result in its suspension or termination. If your LDP is terminated, you will not have the opportunity to reclaim it.

### **Conclusion:**

Thank you for your participation in the Jasper County DWI Court. The Judge and entire team are here to guide and assist you but ultimately, the final responsibility is yours. We hope you take full advantage of the opportunity that you've been given to change your life for the better.

### **Confidentiality:**

By law, your identity and privacy are to be protected. In response to these regulations, the DWI Court team has developed policies and procedures that guard your privacy. You will be asked to sign a Consent for Disclosure of Confidential Substance Abuse Information form. This disclosure is for the sole purpose of hearings and reports concerning your specific DWI Court case.

## **Jasper County DWI Court Contract**

Name: \_\_\_\_\_ Case Number: \_\_\_\_\_

I agree to enter the Jasper County Adult DWI Court Program and by doing so, I understand I will have certain obligations and responsibilities. I will have to follow orders given to me by the Judge, Probation Officer, DWI Court Therapist, DWI Court Administrator and other treatment providers involved in the program.

### **Participant Responsibilities**

#### **I agree that my responsibilities are:**

1. I will tell the truth.
2. I will appear on time for any and all court dates, treatment sessions, probation meetings, or other scheduled appointments as ordered by the Court.
3. I will follow any substance abuse, educational, medical, psychiatric, rehabilitation, or medical treatment program assigned by the Court.
4. I will not leave Jasper/Newton County without a travel permit from my Probation Officer.
5. I will not drive any motorized vehicle unless and until I receive a Limited Driving Privilege (LDP) or my license is reinstated.
6. I will obey all city, state, and federal laws. I will notify the Probation Officer within 24 hours of any contact with law enforcement regardless of whether arrest occurs. I understand that if I engage in any criminal act, I can expect to be terminated from the program and be prosecuted for the pending charge(s).
7. I will submit to urine, breath and other drug testing as ordered by the Court.
8. I will cooperate during random home visits by probation officer or other authorized agency, including breath testing and cursory searches of my person and residence.
9. I understand that participation in the DWI Court requires me to be drug and alcohol free at all times. I will not consume, use, purchase, possess, or manufacture any of the following:
  - Alcohol including non-alcoholic beers and food cooked with alcohol.
  - Ethyl-alcohol (ethanol) based products and/or foods including but not limited to medications, hand sanitizers, mouthwash, shaving creams, cologne, insect repellent, body wash, vanilla/almond extract, and herbal extracts. I further understand that it is my responsibility to read product labels before I consume, apply, or use any of the above.
  - Illegal drugs
  - Non-prescription mood altering drugs or chemicals including but not limited to ephedrine, pseudo-ephedrine, bath salts, K2, Spice, synthetic cannabinoids, herbal smoking blends, and “herbal incense” without a doctor’s note or prior approval from my Probation Officer, regardless of legality.
10. I will provide my treatment provider with a list of all prescribed and over-the-counter medications that I am taking and update that list within 24 hours if changes occur.
11. I must inform all treating physicians that I am a recovering addict and may not take narcotic or addictive medications. If a treating physician wishes to treat me with narcotic or addictive medications or drugs, I must disclose this to my treatment provider within 24 hours unless it is an emergency situation. I must notify and provide documentation to my treatment provider of all prescriptions medications that I am taking and any changes to those prescriptions.
12. I will not associate with people who use or possess illegal or non-prescription drugs, nor will I be present while drugs, inhalants, or alcohol are consumed by others. This includes casinos, bars, and any establishments where alcohol is the primary item for sale.
13. I agree to keep the Court and Probation Officer informed of my current address, phone number(s), and employment and to notify my Probation Officer prior to making changes.

14. I will not own, possess, purchase, receive, sell, or transport any firearms, ammunition, or any dangerous weapon including knives exceeding six inches (6") in blade length while in the DWI Court program.
15. I will not associate with anyone with a felony conviction or currently under the supervision of the Board of Probation and Parole. It is my responsibility to know with whom I am associating.
16. I will not live with or engage in a continuing social relationship of a romantic or intimate nature with anyone participating in a Jasper County Treatment Court unless I have prior permission from the Court.
17. I understand that participation in the DWI Court program involves a minimum commitment of eighteen months. It may last longer if I violate this contract or fail to progress in the program.
18. I agree to pay the DWI Court fee at the rate of \$100.00 each month that I am in the program unless directed otherwise.
19. I have read, or has been read to me, the DWI Court Participant's Manual. I understand that I am subject to all provisions of the manual. I understand that the requirements of the program can and will change from time to time. I agree I will comply with any changes.
20. Failure to follow the responsibilities listed in this contract and in the DWI Court Participant's Manual may result in sanctions. I have reviewed the Sanctions section of the manual and agree that any of the listed sanctions may be imposed if I violate this contract or fail to progress in the program.
21. I will submit to a search of my person, residence, vehicles, papers, cell phone, computer, and/or effects at any time with or without warrant, and with or without probable cause, when requested by my Probation Officer, DWI Court Team and/or law enforcement.

**I understand that:**

22. I must sign all authorizations for release of information needed by the DWI Court and waive the right to confidentiality of my treatment records obtained in connection with the DWI Court program and agree to communication of same to and between members of the DWI Court Team.
23. I stipulate to the admission of a chemist report in lieu of live testimony at any court proceeding.
24. I agree to a signature bond (promise to appear as scheduled).
25. If I do not successfully complete the contract, the charges to which I have pled will be adjudicated and I will be sentenced on those charges within the full range of penalties prescribed by law. I further understand that if I am terminated from the DWI Court, the Judge may consider my conduct in the program in determining sentencing.

**Participant Rights and Benefits**

**I understand that:**

1. The waiver of confidentiality of my treatment records is limited to the length of this contract.
2. I may rescind my waiver of confidentiality at any time and that if I do so before successful completion of this contract, I will be terminated from DWI Court.
3. I can quit the program at any time, but I understand that if I do so, I can be sentenced to the full range of punishment for the crime, including a term in the Department of Corrections.

I have read the above contract and I understand what I have read. I am willing and voluntarily entering into this agreement with the Jasper County Adult DWI Court Program.

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Participant Signature

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Date

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DWI Court Judge

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Date